(1) SINGLE BENCH

c.f. 1001

(3)

P.R. No. 65736
Presented by Shri D. Pathak
date 22/12/05

IN THE HIGH COURT OF JUDICATURE AT BILASPUR
CHHATTISGARH

Writ Petition. NO. 31 /2006.

PETITIONER — SANTOSH CHAND PARAKH, S/o Maal Chand ji Parakh, aged about 65 years, resident of Station Road, Balod, District Durg, Chhattisgarh.

VERSUS

RESPONDENTS

1. STATE OF CHHATTISGARH, Through Secretary, Law Department Office situated at Secretariate Raipur, Chhattisgarh.

2. Secretary, Law and Legislative Department, Office situated at Secretariate, Raipur, Chhattisgar

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WRIT PETITION UNDER ARTICLE 226 / 227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF A WRIT IN THE NATURE OF MANDAMUS/PROHIBITION/CERTIORARI/ DIRECTION/DIRECTIONS,ORDER/ORDERS.

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HIGH COURT OF JUDICATURE CHHATTISGARH : BILASPUR

SINGLE BENCH : HON'BLE SHRI S.R. NAYAK, CJ.

WRIT PETITION NO. 31 OF 2006

PETITIONER Santosh Chand Parakh, S/o Maal Chand ji Parakh, Aged about 65 years, resident of Station Road, Balod, District Durg, Chhattisgarh

Vs.

RESPONDENTS

1. State of Chhattisgarh, Through Secretary, Law Department Office situated at Secretariate Raipur, Chhattisgarh
2. Secretary, Law and Legislative Department, Office situated at Secretariate, Raipur, Chhattisgarh

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Present : Mr.N.S. Dhurandhar , learned counsel for the petitioner.
Mr. Yashwant Singh, learned Govt. Advocate for the State.

ORAL ORDER
(Passed on 6th January, 2006)

The petitioner is an Advocate and he was appointed as Notary at Balod and his term of appointment came to an end on 15-11-2005. Even before the expiry of the term of his appointment, the petitioner made an application before the respondents on 24-08-2005 vide Annexure – A/3 and sent his application by registered post. That application for renewal of the certificate of Notary was summarily rejected by the second respondent, Secretary, Law and Legislative Department, State of Chhattisgarh by the impugned order dated 16-12-2005 (Annexure A/1). The order is bereft of any reason. It also does not disclose that what weighed with the second respondent to reject the application. In that view

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of the matter, I think that ends of justice would be met by directing the second respondent to reconsider the application of the petitioner for renewal of the certificate of Notary and dispose of the same within a time-frame.

(2) In the result, the writ petition is allowed. The impugned order is set-aside and a direction shall issue to the second respondent to reconsider the application of the petitioner (Annexure-A/3) dated 24-08-2005 for renewal of the certificate of Notary and pass appropriate order as expeditiously as possible, at any rate, within a period of one month from the date of receipt of a copy of this order. No costs.

Sd/-
S.R. Nayak
Chief Justice

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